

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

JEFFREY ALAN SPINDEL and KEVIN
McCARTHY, on behalf of themselves and all
others similarly situated,

Plaintiffs,

v.

GORTON'S, INC.

Defendant.

Civil No. 1:22-cv-10599-PBS
District Judge Patti B. Saris

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and Local Rule 68.2, Plaintiffs Jeffrey Alan Spindel and Kevin McCarthy ("Plaintiffs"), by and through their undersigned counsel, and Defendant Gorton's, Inc., by and through its undersigned counsel, hereby stipulate that Plaintiffs' claims in the above-captioned matter are voluntarily dismissed, with prejudice and without costs to any party as to Plaintiffs, and without prejudice and without costs as to the putative class.

WHEREFORE, the parties respectfully stipulate that the Court dismiss Plaintiffs' claims in the above-captioned matter pursuant to execution of private settlement agreement.

Respectfully submitted on September 21, 2022,

RICHMAN LAW & POLICY

/s/ Dije Ndreu

Dije Ndreu

Renée Wicklund

Brooke Dekolf

1 Bridge Street, Suite 83

Irvington, NY 10533

(718) 705-4579

dndreu@richmanlawpolicy.com

rwicklund@richmanlawpolicy.com

bdekolf@richmanlawpolicy.com

PONTIKES LAW LLC

/s/ Rebecca G. Pontikes

Rebecca G. Pontikes

10 Tremont Street, 3rd Floor

Boston, MA 02108

(617) 357-1888

rpontikes@pontikeslawllc.com

Attorneys for Plaintiffs

McDERMOTT, WILL & EMERY LLP

/s/ Mara Theophila

Mara Theophila

200 Clarendon Street

Boston, MA 02116-5021

(617) 535-4107

mtheophila@mwe.com

/s/ William P. Donovan, Jr.

William P. Donovan, Jr.

2049 Century Park East, Suite 3200

Los Angeles, CA 90067-3206

(310) 788-4121

wdonovan@mwe.com

/s/ Caroline Incledon

Caroline Incledon

One Vanderbilt Avenue
New York, NY 10017
(212) 547-5598
cincledon@mwe.com

Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was filed electronically on September 21, 2022. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Dije Ndreu
Dije Ndreu

Attorney for Plaintiffs